

MONDAY, MARCH 22, 1993

TWENTY-THIRD LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Dr. Kay Gray, Cook's United Methodist Church, Mt. Juliet, Tennessee.

Representative Bell led the House in the Pledge of Allegiance to the Flag.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

Representative Garrett; illness.

Representative Head; illness.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

SIGNED

March 19, 1993

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 17, 58, 81, 373, 468, 472, 503, 519, 556, 724, 756, 839, 888, 1221, 1474 and 1547; also, Senate Joint Resolution(s) No(s). 82, 85, 86 and 103.

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ENROLLED BILLS

March 18, 1993

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 105, 108, 110, 111, 113, 114 and 115.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 18, 1993

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ENROLLED BILLS

March 18, 1993

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 266, 643, 666 and 685; also, House Joint Resolution(s) No(s). 16, 32, 116 and 118.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 22, 1993

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BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

March 22, 1993

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 683 and 684; also, House Joint Resolution(s) No(s). 21, 31, 33, 35 and 36; with his approval.

DAVID H. WELLES, Counsel to the Governor.

JOURNAL CORRECTION

Senate Bill No. 1547 should have been shown as transmitted and held on the Clerk's desk on March 10, 1993 as follows:

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Senate Bill No. 1547 -- Highway Signs -- "Freed-Hardeman University," I-40. (*HB 1337).

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to Rule No. 17, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

House Joint Resolution No. 0133 -- General Assembly, Studies -- Creates special joint committee to study effects of divorce process upon minor children. by *Walley.

Judiciary Committee.

RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

*Senate Joint Resolution No. 0053 -- General Assembly -- Creates joint legislative committee to study laws relative to voter registration and absentee voting.

State and Local Government Committee.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1617 -- Carthage -- Changes swearing in of officers; requires two thirds of remaining members of council to vote to expel member instead of two thirds of remaining members present and voting; requires ordinance to be considered on three separate readings and passed by majority of members present. by *Buck.

House Bill No. 1618 -- Oneida -- Makes mayor eligible for benefits given other town employees. Amends Chapter 211, Private Acts of 1917, as amended. by *Winningham.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

*Senate Bill No. 0159 -- Hospitals and Health Care Facilities -- Requires CON for extracorporeal lithotripsy and magnetic resonance imaging; lowers threshold amount for acquisition of major medical equipment; exempts replacement of same or similar equipment or

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upgrade of equipment; imposes civil monetary penalties. Amends TCA, Title 68, Ch. 11, Pt. 1, 68-11-106. (HB 0112).

***Senate Bill No. 0160 -- Hospitals and Health Care Facilities --** Revises Tennessee Health Planning and Resource Development Act of 1987. Amends TCA, Title 68, Ch. 11, Pt. 1, 68-11-102, 104--106, 108, 114, 115, 107, 109. (HB 0113).

***Senate Bill No. 0219 -- Motor Vehicles --** Authorizes law enforcement officers to inspect vehicles on parking lots and in public garages for proper registration and licensing. Amends TCA, Title 55, Ch. 10, Pt. 3. (HB 0223).

***Senate Bill No. 0439 -- Divorce and Annulment --** Permits modification of rehabilitative alimony award upon showing of substantial and material change of circumstances. Amends TCA 36-5-101. (HB 0755).

***Senate Bill No. 0481 -- Process, Service of --** Authorizes county clerks to appoint persons to serve process when petitioned by local attorneys; provides for manner of appointment and duties of process servers. Amends TCA 8-8-108. (HB 1509).

***Senate Bill No. 0497 -- Highways, Roads and Bridges --** Expands definition of "street" and "street improvements" for municipal aid funds; revises eligibility of city or county to receive certain revenues from gasoline tax based on appropriation and allocation of funds for road purposes on average of certain number of years. Amends TCA, Title 54, Ch. 4; Title 67, Ch. 3. (HB 0414).

***Senate Bill No. 0567 -- Criminal Offenses --** Creates offense of reckless homicide; clarifies offense of aggravated assault. Amends TCA, Title 39, Ch. 13, Pt. 2. (HB 0503).

***Senate Bill No. 0599 -- Election Laws --** Revises election law. Amends TCA, Title 2, 5-8-102, 49-2-504, 57-4-103. (HB 0796).

***Senate Bill No. 0635 -- Financial Institutions, Dept. of --** Exempts bonds issued for the purpose of refinancing from the two year repayment requirement. Amends TCA 48-3-301. (HB 1585).

***Senate Bill No. 0740 -- Water Pollution and Water Resources --** Revises Watershed District Act of 1955; revises audit provisions of watershed districts. Amends TCA 69-7-142. (HB 1549).

***Senate Bill No. 0887 -- Zoning --** Authorizes county legislative body to arrange terms of zoning board so that no member's term exceeds five years. Amends TCA 13-7-106. (HB 0975).

***Senate Bill No. 0909 -- Telecommunications --** Enacts "Cellular Mobile Radio Communication Act of 1993". (HB 1199).

***Senate Bill No. 0921 -- Personnel Recruiting Services --** Removes requirement for registration for employers who contract for outplacement services from single source and fully pay for

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services. Amends TCA 62-31-102. (HB 1263).

***Senate Bill No. 1182 -- Real Estate Agents and Brokers --** Requires that applicant for affiliate real estate broker's license have high school diploma or GED; requires that all affiliate brokers complete 30 hours of educational courses within one year of obtaining license. Amends TCA 62-13-303. (HB 0737).

***Senate Bill No. 1237 -- Taxes, Motor Vehicle -- Enacts "Motor Carrier and Tax Administration Act of 1993".** Amends TCA, Title 55, Ch. 4, Pt. 1; Title 55, Ch. 6, Pt. 1; Title 67, Ch. 1, Pt. 8; Title 67, Ch. 3, Pt. 7. by *Rochelle, *Crowe, *Crutchfield.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1614 -- Madison County -- Held on Clerk's desk pending approval by local delegation.

House Bill No. 1615 -- Lauderdale County -- Held on Clerk's desk pending approval by local delegation.

House Bill No. 1616 -- Lauderdale County -- Held on Clerk's desk pending approval by local delegation.

CONSENT CALENDAR

House Bill No. 0841 -- Veterans -- Revises eligibility of spouses and surviving spouses of certain veterans to receive preference points on career service examinations. Amends TCA 8-30-306.

House Bill No. 1454 -- Taxes, Real Property -- Mandates that transfer taxes on the sale of certain historical properties be based on consideration of such transfer.

***House Bill No. 0150 -- Home Improvement Contractors --** Provides in Lake, Obion and Weakley counties, that one who undertakes in county of residence to construct dwellings on private property for resale not deemed to be contractor and shall not be subject to regulation as such. Amends TCA 62-6-102.

House Bill No. 0805 -- Water Pollution and Water Resources -- Gives local governments, rather than municipalities, having wastewater facility of 900 customers right not to include depreciation on assets acquired with grant funds in determining whether facility has retained earnings or operating deficit. Amends TCA 68-221-1010.

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***House Bill No. 0111 -- Highways, Roads and Bridges --** Designates certain segment of SR 416 in Sevier County as scenic highway. Amends TCA, Title 54, Ch. 17, Pt. 1.

On motion, House Bill No. 111 was made to conform with **Senate Bill No. 233**; the Senate Bill was substituted for the House Bill.

***House Bill No. 0443 -- Utilities, Utility Districts --** Increases membership of Jefferson-Cocke utility district from three to five. Amends TCA 7-82-602.

House Bill No. 0434 -- Highway Signs -- Includes Exits 134 and 135 on Interstate 24 in provisions of specific service sign system. Repeals TCA 54-5-1109.

On motion, House Bill No. 434 was made to conform with **Senate Bill No. 400**; the Senate Bill was substituted for the House Bill.

***House Bill No. 1101 -- Municipal Government --** Empowers municipalities to make loans to industrial development corporations in county in which such municipalities are located for economic and/or industrial development purposes. Amends TCA, Title 6; Title 7, Ch. 53.

***House Bill No. 0118 -- Naming and Designating --** Designates as scenic river segment of Tumbling Creek lying in Humphreys County as Class II Pastoral River Area. Amends TCA, Title 11, Ch. 13.

***House Bill No. 0974 -- Local Government, General --** Permits agencies of political subdivisions with separate governing boards to enter into joint or cooperative agreements with other such agencies and boards. Amends TCA, Title 12, Ch. 9.

House Bill No. 1474 -- Sullivan County -- Redefines and expands job description, duties and authority of purchasing agent. Amends Chapter 261, Private Acts of 1947, as amended.

House Bill No. 1599 -- Martin -- Revises charter. Amends Chapter 158, Private Acts of 1992.

House Bill No. 1600 -- Bells -- Enacts new charter. Repeals Chapter 705, Private Acts of 1917, as amended.

House Bill No. 1603 -- Alcoa -- Revises charter to allow city manager to submit estimate of expenditures and revenues in timely manner. Amends Chapter 510, Private Acts of 1919, as amended.

House Bill No. 1605 -- Pikeville -- Revises city charter regarding election of the city judge. Amends Chapter 574, Private Acts of 1939, as amended.

House Bill No. 1607 -- Anderson County -- Authorizes election of superintendent of roads. Repeals Chapter 232, Private Acts of 1963, as amended.

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House Bill No. 1609 -- Decherd -- Raises salary of mayor from \$225 to \$325; raises salaries of aldermen from \$150 to \$250. Amends Chapter 318, Acts of 1901, as amended.

House Bill No. 0878 -- Loan Companies -- Authorizes industrial loan and thrift companies to accept as additional collateral insurance for involuntary unemployment. Amends TCA 45-5-301, 305.

On motion, House Bill No. 878 was made to conform with Senate Bill No. 895; the Senate Bill was substituted for the House Bill.

House Bill No. 0970 -- Workers' Compensation -- Provides that financial statements submitted to commissioner of commerce and insurance to self-insure under workers' compensation are confidential. Amends TCA, Title 10, Ch. 7; Title 50, Ch. 6.

House Bill No. 0967 -- Election Laws -- Transfers registry of election finance from secretary of state to comptroller. Amends TCA, Title 2, Ch. 10.

House Bill No. 0935 -- Utilities, Utility Districts -- Enacts "Underground Utility Damage Prevention Act". Amends TCA, Title 65, Ch. 31.

House Bill No. 1395 -- Codes -- Excludes Shelby County from provisions of TCA 68-120-113 requiring certification of municipality and county fire prevention and building officials. Amends TCA, Title 68, Ch. 120, Pt. 1.

***House Bill No. 0739 -- County Boundaries --** Changes boundary line between Franklin and Coffee counties.

***House Bill No. 0105 -- Highway Signs --** "Saint Thomas Hospital," I-24, I-40, I-65, and I-440.

On motion, House Bill No. 105 was made to conform with Senate Bill No. 181; the Senate Bill was substituted for the House Bill.

House Bill No. 0892 -- Handicapped Persons -- Raises fine from \$50.00 to \$100 for parking in handicapped parking space. Amends TCA 55-21-108.

On motion, House Bill No. 892 was made to conform with Senate Bill No. 372; the Senate Bill was substituted for the House Bill.

House Joint Resolution No. 0132 -- Memorials, Death -- Milon Travis.

Senate Joint Resolution No. 0090 -- Memorials, Sports -- Humboldt High School football team.

Senate Joint Resolution No. 0091 -- Memorials, Sports -- Jackson Northside High School football team.

Senate Joint Resolution No. 0092 -- Memorials, Sports --

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Bruceton-Hollow Rock High School football team.

**Senate Joint Resolution No. 0094 -- Memorials, Sports --
Summertown High School baseball team.**

**Senate Joint Resolution No. 0095 -- Memorials, Sports -- Battle
Ground Academy football team.**

**Senate Joint Resolution No. 0096 -- Memorials, Personal
Achievement -- William Bailey Allen, III, Eagle Scout.**

**Senate Joint Resolution No. 0097 -- Memorials, Sports --
Southside Saints boys' basketball team.**

**Senate Joint Resolution No. 0106 -- Memorials, Recognition and
Thanks -- Tennessee 4-H Clubs.**

**House Bill No. 1611 -- Sharon -- Revises election and term of
office of mayor and aldermen. Amends Chapter 177, Acts of 1901, as
amended.**

**House Bill No. 1612 -- Monterey -- Increases from four to eight
number of aldermen to be chosen; makes five aldermen quorum; directs
board of aldermen to divide town into four districts by ordinance
with two aldermen for each district and mayor to be elected at
large; provides for referendum.**

**House Bill No. 1613 -- Clarksville -- Permits city council to
establish bidding procedures; prohibits city employees'
participation in political activities. Amends Chapter 292, Private
Acts of 1957, as amended.**

OBJECTION -- CONSENT CALENDAR

**Objection(s) was/were filed to the following on the Consent
Calendar:**

House Bill No. 1454; by Rep. West.

House Bill No. 1101; by Rep. Brooks.

House Bill No. 974; by Rep. Brooks.

**House Bill No. 1599; by Rep. Herron, with the request that it be
held on the Clerk's desk.**

House Bill No. 935; by Rep. Buck.

**Under the rules, House Bill(s) No(s). 1454, 1101, 974 and 935
was/were placed at the foot of the calendar for Wednesday, March 24,
1993.**

**Pursuant to Rule No. 50, Rep. Phillips moved that all House
Bills having companion Senate Bills and are on the Clerk's desk be**

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conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

REGULAR CALENDAR

*Senate Bill No. 0061 -- Local Government, General -- Removes provision allowing members of governing body of county or city to serve as court reporter in any county or city proceedings. Repeals TCA 12-4-117.

Further consideration of Senate Bill No. 61, previously considered on March 15, 1993, at which time it was substituted for House Bill No. 39 and reset to the Calendar for March 22, 1993.

Rep. Bell moved that Senate Bill No. 61 be passed on third and final consideration.

Rep. Phillips moved the previous question, which motion prevailed.

Rep. Bell moved that Senate Bill No. 61 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	66
Noes.	28
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Boyer, Bragg, Brooks, Brown, Buck, Chiles, Clark, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis,

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DeBerry, Dixon, Ferguson, Fisher, Fowlkes, Givens, Hargrove, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Kent, Kisber, Knight, Lewis, McKee, Miller, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Whitson, Williams (Williamson), Windle, Winningham, Wix, Mr. Speaker Naifeh -- 65.

Representatives voting no were: Allen, Bittle, Byrd, Callicott, Chumney, Coffey, Duer, Gunneis, Haley, Halteman Harwell, Hassell, Joyce, Liles, McAfee, McDaniel, Meyer, Mires, Ramsey, Shirley, Stamps, Stockburger, Venable, Walley, West, Westmoreland, Williams (Shelby), Williams (Union), Wood -- 28.

Representatives present and not voting were: Haun -- 1.

A motion to reconsider was tabled.

House Bill No. 0722 -- Traffic Safety -- Enacts "Child Bicycle Safety Act". Amends TCA, Title 55.

Rep. Callicott moved that House Bill No. 722 be passed on third and final consideration.

Rep. Robinson moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 722 by deleting the language "the public roads, public bicycle paths, and other public rights-of-way of this state" in the original Section 5 and by substituting instead the language "state roadways".

AND FURTHER AMEND by deleting the language "public roadway, public bicycle path, or other public right-of-way" in the original Section 6 and by substituting instead the language "state roadway".

On motion, Amendment No. 1 was adopted.

Rep. Callicott moved that House Bill No. 722 be passed on third and final consideration.

Rep. Severance moved the previous question, which motion prevailed.

Rep. Callicott moved that House Bill No. 722, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes.	77
Noes.	14
Present and not voting.	2

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, DeBerry, Dixon, Duer, Fisher, Fowlkes, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Herron, Hillis, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Knight, Lewis, Love, McAfee, McDaniel, Miller, Mires, Moore, Napier, Odom, Owenby, Phelan, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stulce, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Williams (Shelby), Williams (Union), Williams (Williamson), Winningham, Wix, Mr. Speaker Naifeh -- 77.

Representatives voting no were: Brooks, Chiles, Davis, Ferguson, Givens, Haun, Huskey, Kisber, McKee, Meyer, Phillips, Stockburger, Windle, Wood -- 14.

Representatives present and not voting were: Jones U (Shelby), Liles -- 2.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to Rule No. 31, the following member(s) desire to change their original stand from no to aye on House Bill No. 722 and have this statement entered in the Journal: Rep(s). Peroulas Draper.

REGULAR CALENDAR, CONTINUED

*House Bill No. 0162 -- Dentists -- Establishes maximum fine, under certain circumstances, for dentist who fails to timely register or re-register dental radiation machine and pay required inspection certification fee. Amends TCA, Title 68, Ch. 202.

Rep. Dixon moved that House Bill No. 162 be passed on third and final consideration.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 162 by inserting the language ", or a physician who fails to timely register a Class II medical radiation machine," between the words "dental radiation machine" and the words "and pay" in the amendatory language of Section 1.

On motion, Amendment No. 1 was adopted.

Rep. Dixon moved that House Bill No. 162, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

Representatives present and not voting were: Kernell -- 1.

A motion to reconsider was tabled.

House Bill No. 0761 -- Agriculture -- Exempts seed cotton trailers and wagons from certain size restrictions. Amends TCA, Title 55, Ch. 7.

On motion, House Bill No. 761 was made to conform with Senate Bill No. 666; the Senate Bill was substituted for the House Bill.

Rep. Crain moved that Senate Bill No. 666 be passed on third and final consideration.

Rep. Robinson moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Crain moved that Senate Bill No. 666 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman

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On motion, House Bill No. 264 was made to conform with Senate Bill No. 79; the Senate Bill was substituted for the House Bill.

Rep. Robinson moved that Senate Bill No. 79 be passed on third and final consideration.

Rep. Buck moved that Judiciary Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Buck moved that Judiciary Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Robinson moved that Senate Bill No. 79 be passed on third and final consideration.

Rep. Robinson requested that Senate Bill No. 79 be moved to the heel of the Calendar.

House Bill No. 0718 -- Custody and Support -- Allows child support modifications even if petitioning party is in arrears on current order. Amends TCA 36-5-101.

Rep. Robinson moved that House Bill No. 718 be passed on third and final consideration.

Rep. Buck moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 718 by inserting between the words "and decree" and the words "because the" in the amendatory language of SECTION 1 the words "as it relates to future payments".

On motion, Amendment No. 1 was adopted.

Rep. Robinson moved that House Bill No. 718, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	77
Noes.	15
Present and not voting.	4

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Buck, Byrd, Callicott, Chiles, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, Dixon, Fisher, Fowlkes, Givens, Gunnels, Haley, Hassell, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kisber, Lewis, Love, McDaniel, McKee, Meyer, Mires, Moore, Napier, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Ridgeway, Rigsby, Rinks, Ritchie,

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Robinson, Severance, Shirley, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Union), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 77.

Representatives voting no were: Brown, Chumney, DeBerry, Duer, Halteman Harwell, Hargrove, Haun, Kernell, Knight, McAfee, Miller, Rhinehart, Stamps, Williams (Shelby), Williams (Williamson) -- 15.

Representatives present and not voting were: Ferguson, Jones U (Shelby), Liles, Wix -- 4.

A motion to reconsider was tabled.

House Bill No. 0772 -- Physicians and Surgeons -- Allows home health referrals in Tennessee by physicians who are licensed to practice in contiguous states and who have ongoing physician patient relationship with patient referred for home health services. Amends TCA 68-11-201.

Rep. Rinks moved that House Bill No. 772 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 0330 -- Sunset Laws -- Tennessee higher education commission, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 7.

On motion, House Bill No. 330 was made to conform with Senate Bill No. 104; the Senate Bill was substituted for the House Bill.

Rep. Kernell moved that Senate Bill No. 104 be passed on third and final consideration, which motion prevailed by the following vote:

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Robinson, Severance, Shirley, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Union), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 77.

Representatives voting no were: Brown, Chumney, DeBerry, Duer, Halteman Harwell, Hargrove, Haun, Kernell, Knight, McAfee, Miller, Rhinehart, Stamps, Williams (Shelby), Williams (Williamson) -- 15.

Representatives present and not voting were: Ferguson, Jones U (Shelby), Liles, Wix -- 4.

A motion to reconsider was tabled.

House Bill No. 0772 -- Physicians and Surgeons -- Allows home health referrals in Tennessee by physicians who are licensed to practice in contiguous states and who have ongoing physician patient relationship with patient referred for home health services. Amends TCA 68-11-201.

Rep. Rinks moved that **House Bill No. 772** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 0330 -- Sunset Laws -- Tennessee higher education commission, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 7.

On motion, **House Bill No. 330** was made to conform with **Senate Bill No. 104**; the Senate Bill was substituted for the House Bill.

Rep. Kernell moved that **Senate Bill No. 104** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

House Bill No. 0695 -- Psychologists -- Increases the membership of the board of examiners in psychology from five to seven. Amends TCA 63-11-101.

On motion, House Bill No. 695 was made to conform with Senate Bill No. 1009; the Senate Bill was substituted for the House Bill.

Rep. Kernell moved that Senate Bill No. 1009 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

Representatives voting no were: Haun -- 1.

A motion to reconsider was tabled.

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House Bill No. 0339 -- Sunset Laws -- State board of examiners for registered professional environmentalists, June 30, 1993. Amends TCA, Title 4, Ch. 29; Title 62, Ch. 17.

On motion, House Bill No. 339 was made to conform with Senate Bill No. 119; the Senate Bill was substituted for the House Bill.

Rep. Kernell moved that Senate Bill No. 119 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman, Howell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

***House Bill No. 0408 -- Local Government, General -- Exempts local governments from competitive bidding requirements in connection with purchase of natural gas or propane gas for resale. Amends TCA 6-56-304; Title 7, Ch. 51, Pt. 9.**

Rep. Gunnels moved that House Bill No. 408 be passed on third and final consideration.

Rep. Love moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 408 by inserting the language "and/or municipal use," between the language "for resale," and the word "of" in the amendatory language of Section 2.

On motion, Amendment No. 1 was adopted.

Rep. Gunnels moved that House Bill No. 408, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes	77
Noes	14
Present and not voting	5

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Brown, Byrd, Chiles, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, Dixon, Duer, Fisher, Fowlkes, Givens, Gunnels, Halteman Harwell, Hargrove, Hassell, Herron, Hillis, Huskey, Jackson, Johnson, Kent, Kernell, Kisber, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 77.

Representatives voting no were: Bragg, Buck, Callicott, Chumney, DeBerry, Haley, Haun, Joyce, Knight, Odom, Purcell, Ramsey, Rhinehart, Williams (Union) -- 14.

Representatives present and not voting were: Brooks, Ferguson, Jones U (Shelby), Owenby, Stamps -- 5.

A motion to reconsider was tabled.

House Bill No. 0788 -- Alcoholic Beverages -- Permits sale of imported beer in kegs with capacity between 13 and 14 gallons. Amends TCA 57-6-104.

On motion, House Bill No. 788 was made to conform with **Senate Bill No. 749**; the Senate Bill was substituted for the House Bill.

Rep. Chumney moved passage of **Senate Bill No. 749** on third and final consideration, which motion failed by the following vote:

Ayes	40
Noes	48
Present and not voting	6

Representatives voting aye were: Armstrong, Arriola, Boyer, Bragg, Buck, Callicott, Chiles, Chumney, Clark, Cole (Dyer), Collier, Davidson, Davis, DeBerry, Dixon, Duer, Fowlkes, Hargrove, Hassell, Huskey, Jones U (Shelby), Kent, Kernell, Love, McKee, Meyer, Miller, Napier, Odom, Pruitt, Purcell, Rinks, Robinson, Thompson, Tindell, Turner (Shelby), Venable, Williams (Shelby), Williams (Williamson), Mr. Speaker Naifeh -- 40.

Representatives voting no were: Allen, Anderson, Bell, Brooks, Brown, Byrd, Coffey, Cole (Carter), Crain, Cross, Ferguson, Fisher, Givens, Gunnels, Haley, Halteman Harwell, Haun, Herron, Hillis, Johnson, Joyce, Kisber, Lewis, Liles, McAfee, McDaniel, Mires, Moore, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Ramsey, Rhinehart, Ridgeway, Rigsby, Ritchie, Severance, Shirley,

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Stamps, Stockburger, Stulce, Walley, Westmoreland, Williams (Union),
Winningham, Wood -- 48.

Representatives present and not voting were: Jackson, Knight,
West, Whitson, Windle, Wix -- 6.

Pursuant to Rule No. 39, Senate Bill No. 749, having failed to
received a constitutional majority, was re-referred to the Calendar
and Rules Committee.

REQUEST TO CHANGE VOTE

Pursuant to Rule No. 31, the following member(s) desire to
change their original stand from no to aye on Senate Bill No. 749
and have this statement entered in the Journal: Rep(s). Brooks.

REGULAR CALENDAR, CONTINUED

House Bill No. 0686 -- Courts -- Establishes uniform procedure
for reimbursement of expenses of judges in accordance with policies
promulgated by supreme court. Amends TCA 8-26-101, 16-3-601,
17-2-111, 17-3-103, 105, 17-4-108, 17-5-205, 23-1-101.

Rep. Hargrove moved that House Bill No. 686 be passed on third
and final consideration, which motion prevailed by the following
vote:

Ayes.	82
Noes.	10
Present and not voting.	2

Representatives voting aye were: Anderson, Armstrong, Arriola,
Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott,
Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain,
Cross, Davidson, DeBerry, Dixon, Ferguson, Fisher, Fowlkes, Givens,
Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Herron, Hillis,
Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent,
Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel,
McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Phelan,
Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Rinks, Robinson,
Severance, Stockburger, Stulce, Thompson, Tindell, Turner
(Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland,
Whitson, Williams (Shelby), Williams (Williamson), Winningham, Wix,
Wood, Mr. Speaker Naifeh -- 82.

Representatives voting no were: Allen, Chiles, Duer, Haun,
Peroulas Draper, Pinion, Ramsey, Ritchie, Williams (Union), Windle
-- 10.

Representatives present and not voting were: Rigsby, Stamps --
2.

A motion to reconsider was tabled.

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REQUEST TO CHANGE VOTE

Pursuant to Rule No. 31, the following member(s) desire to change their original stand from aye to no on House Bill No. 686 and have this statement entered in the Journal: Rep(s). Stockburger.

REGULAR CALENDAR, CONTINUED

*House Bill No. 0151 -- Criminal Offenses -- Prohibits criminal sanctions against 501(c)(3), (4) organizations for collecting donations at highway and street intersections if organizations take prudent and reasonable actions to avoid disruption of traffic and injury to persons and property. Amends TCA 39-17-307.

Rep. Windle requested that House Bill No. 151 be moved down 3 places on the Calendar.

MESSAGE FROM THE SENATE

March 22, 1993

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 951; passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

*Senate Bill No. 0951 -- Municipal Government -- Authorizes transit fare inspectors to issue citations in lieu of arrest for violations of municipal ordinances committed in inspector's presence. Amends TCA 7-63-101. by *Person, *McKnight, *Rochelle.

REGULAR CALENDAR, CONTINUED

*House Bill No. 0387 -- Tennessee Housing Development Agency -- Creates Class E felony for making false statements intended to influence participation in THDA programs. Amends TCA, Title 13, Ch. 23.

Rep. Windle moved that House Bill No. 387 be passed on third and final consideration; which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Clumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman, Harwell, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber,

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Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 0429 -- Utilities, Utility Districts -- Modifies method of selecting trustees for board of directors of Citizens Gas Utility District of Scott and Morgan counties. Amends Chapter 225, Public Acts of 1959, as amended.

Rep. Windle moved that House Bill No. 429 be reset one week to the Calendar for Monday, March 29, 1993, which motion prevailed.

***House Bill No. 0151 -- Criminal Offenses --** Prohibits criminal sanctions against 501(c)(3), (4) organizations for collecting donations at highway and street intersections if organizations take prudent and reasonable actions to avoid disruption of traffic and injury to persons and property. Amends TCA 39-17-307.

Further consideration of House Bill No. 151, previously considered on today's Calendar.

Rep. Windle moved that House Bill No. 151 be passed on third and final consideration.

Rep. Windle requested that House Bill No. 151 be moved to the heel of the Calendar.

House Bill No. 0593 -- Municipal Government -- Authorizes transit fare inspectors to issue citations in lieu of arrest for violations of municipal ordinances committed in inspector's presence. Amends TCA 7-63-101.

On motion, House Bill No. 593 was made to conform with Senate Bill No. 951; the Senate Bill was substituted for the House Bill.

Rep. Williams (Shelby) moved that Senate Bill No. 951 be passed on third and final consideration.

Rep. Buck moved that Judiciary Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Williams (Shelby) moved that Senate Bill No. 951 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes. 96
Noes. 0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

*House Joint Resolution No. 0047 -- Memorials, Congress -- Memorializes adoption of legislation including African Americans on denomination of currency.

Rep. Miller moved that House Joint Resolution No. 47 be adopted, which motion prevailed.

A motion to reconsider was tabled.

House Bill No. 0620 -- DUI/DWI Offenses -- Requires use of comparable DUI convictions in other states for purpose of enhancing punishment for DUI conviction in this state. Amends TCA 55-10-403.

On motion, House Bill No. 620 was made to conform with Senate Bill No. 198; the Senate Bill was substituted for the House Bill.

Rep. Herron moved that Senate Bill No. 198 be passed on third and final consideration.

Rep. Buck moved adoption of Judiciary Committee Amendment No. 1 seconded Herron as follows:

Amendment No. 1

AMEND Senate Bill No. 198 by deleting SECTIONS 1, 2, 3, 4 and 5 in their entirety and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-10-403, is amended by adding the following as a new subsection:

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() For the purpose of enhancing the punishment of a person convicted of violating Tennessee Code Annotated, Section 55-10-401, the state shall use a conviction for the offense of driving under the influence of an intoxicant that occurred in another state.

SECTION 2. Tennessee Code Annotated, Section 55-10-403, is further amended by adding the following to the end of subsection (g)(1):

Both the written and oral notice by the judge shall inform the defendant that a conviction for the offense of driving under the influence of an intoxicant committed in another state shall be used to enhance the punishment for a violation of Tennessee Code Annotated, Section 55-10-401, committed in this state.

SECTION 3. Tennessee Code Annotated, Section 55-10-403, is further amended by adding the following to the end of subsection (g)(2):

When the state uses a conviction for the offense of driving under the influence of an intoxicant committed in another state for the purpose of enhancing the punishment for a violation of Tennessee Code Annotated, Section 55-10-401, as required by Section 1 of this act, the indictment or charging instrument must allege the time, place and state of such prior conviction.

SECTION 4. Tennessee Code Annotated, Section 55-10-403, is further amended by deleting the first sentence of subsection (k)(1) and substituting instead the following:

(k)(1) The judge hearing a third or subsequent violation of § 55-10-401, or the third or subsequent violation of any combination of violations of § 55-10-401 and driving while intoxicated violations committed in other states, shall declare the vehicle used in the commission of such offense to be contraband and subject to forfeiture as provided in this subsection.

SECTION 5. Tennessee Code Annotated, Section 55-10-403, is further amended by inserting the following between the code citation "§ 55-10-401" and the words "determines that" in the first sentence of subsection (k)(2):

or the third or subsequent violation of any combination of violations of § 55-10-401

and driving while intoxicated violations committed in other states,

Rep. Thompson moved to amend as follows:

Amendment No. 1 to Amendment No. 1

Amend Senate Bill No. 198 by deleting the following language from the amendatory language of Section 2 of Amendment No. 1:

Both the written and oral notice by the judge and substituting instead the following language:

Written notice by the judge

On motion, Amendment No. 1 to Amendment No. 1 was adopted.

Rep. Herron moved to adopt Amendment No. 1, as amended, which motion prevailed.

Rep. Herron requested that Senate Bill No. 198 be moved to the heel of the Calendar.

House Bill No. 1118 -- Criminal Procedure -- Broadens activity for which district attorney general may appoint attorney general in conducting specific criminal proceedings. Amends TCA 8-7-106.

Rep. Buck moved that House Bill No. 1118 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. 94
Noes. 0

Representatives voting aye were: Allen, Anderson, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

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House Bill No. 1016 -- Chiropractors -- Includes doctors of chiropractic among medical professionals to whom physical therapists are referred. Amends TCA, Title 63, Ch. 13.

Rep. Armstrong moved that House Bill No. 1016 be passed on third and final consideration.

Rep. Turner (Hamilton) moved that Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Armstrong moved that House Bill No. 1016 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	4
Present and not voting	3

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Mr. Speaker Naifeh -- 88.

Representatives voting no were: Allen, Chiles, Haun, Wood -- 4.

Representatives present and not voting were: Bragg, Liles, Turner (Hamilton) -- 3.

A motion to reconsider was tabled.

***House Bill No. 0202 -- Chiropractors --** Removes exemption from continuing education for chiropractic practitioners who are 65 and over. Amends TCA 63-4-112.

Rep. Armstrong moved that House Bill No. 202 be passed on third and final consideration.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 202 by deleting in its entirety all the language following the enacting clause, and by

substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Section 63-4-112(c), is amended by deleting subdivision (2) in its entirety, and by substituting instead the following language:

The board may, in its sole discretion, waive the annual education requirement in cases of retirement, certified illness, disability, or other undue hardships.

SECTION 2. Tennessee Code Annotated, Section 63-4-112(c), is further amended by deleting subdivisions (3) and (4) in their entirety.

SECTION 3. Tennessee Code Annotated, Section 63-4-112(c) is amended by deleting the introductory paragraph in its entirety, and by substituting instead the following language:

The board shall in its discretion renew such licensee's certificate of fitness upon application made in due form and upon payment of all required fees, provided that such licensee has submitted upon application for renewal of such licensee's certificate satisfactory proof of attendance at a chiropractic education program.

Educational seminars shall be conducted in Tennessee for the purpose of meeting the annual license renewal educational requirements. Such seminars shall consist of a minimum of twelve (12) hours held during a minimum of two (2) days per year. Such seminars shall be scheduled at a minimum of two (2) weekends per calendar year. Educational hours conducted in Tennessee for postgraduate credit in a course of study shall be recognized by the Tennessee board of chiropractic examiners for twelve (12) hours of continuing education credit toward license renewal in the year in which they are conducted, provided they are held in Tennessee.

All license renewal educational seminars shall be sponsored by the Tennessee Chiropractic Association, incorporated as a non-profit corporation under the laws of Tennessee and shall be conducted by, or under the auspices of a college of chiropractic whose graduates are approved by the board of examination for licensure in this state. Seminar fees shall be established by the Tennessee Chiropractic Association. Such fees shall be the same for every doctor of chiropractic in Tennessee with no

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preference given to association members. At a minimum seminar instructors shall be faculty members of the sponsoring college or diplomates approved by such college qualified to teach in the subject in which they are instructing. Seminar instructors shall submit course information to the Tennessee Chiropractic Association's Committee on Clinical Competency for approval, which shall include: course syllabus, purpose and objective of the seminar, qualifications of the instructor, a list of course materials, and other information as deemed appropriate by the Tennessee Chiropractic Association.

SECTION 4. This act shall take effect July 1, 1993, the public welfare requiring it.

On motion, Amendment No. 1, seconded by Rep. Armstrong was adopted.

Rep. Armstrong moved that House Bill No. 202, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	88
Noes.	7

Representatives voting aye were: Anderson, Armstrong, Arriola, Bittle, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Etsher, Fowlkes, Givens, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odum, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Stamps, Thompson, Tindell, Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 88.

Representatives voting no were: Allen, Boyer, Haley, Shirley, Stockburger, Stulce, Turner (Hamilton) -- 7.

A motion to reconsider was tabled.

House Bill No. 1594 -- Education, Higher -- Establishes new limits for reserve funds available for guaranteed loans by Tennessee student assistance corporation. Amends TCA 49-4-401.

Rep. Davidson moved that House Bill No. 1594 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes. 97
Noes. 0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigbsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

***Senate Bill No. 0079 -- Censorship -- Protects dissemination of patriotic information in schools. Amends TCA, Title 49, Ch. 6, Pt. 10.**

Further consideration of Senate Bill No. 79, previously considered on today's Calendar.

Rep. Robinson moved that Senate Bill No. 79 be passed on third and final consideration.

Rep. Williams (Shelby) moved to adopt Amendment No. 3 as follows:

Amendment No. 3

Amend Senate Bill No. 79 by deleting from subdivision (a)(6) of the amendatory language of Section 1 as amended, the words "founding fathers" and substituting the word "founders".

On motion, Amendment No. 3 was adopted.

Rep. Robinson moved that Senate Bill No. 79 be passed on third and final consideration.

Rep. Rhinehart moved the previous question, which motion prevailed.

Rep. Robinson moved that Senate Bill No. 79, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes.	89
Noes.	2
Present and not voting.	4

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Pinion, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 88.

Representatives voting no were: Bragg, Liles -- 2.

Representatives present and not voting were: Brooks, Brown, DeBerry, Pruitt -- 4.

A motion to reconsider was tabled.

***House Bill No. 0151 -- Criminal Offenses -- Prohibits criminal sanctions against 501(c)(3), (4) organizations for collecting donations at highway and street intersections if organizations take prudent and reasonable actions to avoid disruption of traffic and injury to persons and property. Amends TCA 39-17-307.**

Further consideration of House Bill No. 151, previously considered on today's Calendar.

Rep. Windle moved that House Bill No. 151 be passed on third and final consideration.

Rep. Callicott moved to adopt Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 151 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section ____ The provisions of this act shall not apply in any county having a population of not less than 80,000 nor more than 83,000 according to the 1990 federal census or any subsequent federal census.

On motion, Amendment No. 1 was adopted.

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Rep. Odom moved that Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Westmoreland moved to adopt Amendment No. 3 as follows:

Amendment No. 3

Amend House Bill No. 151 by adding the following new section:

SECTION _____. No liability for any accident or other occurrence which arises from such solicitations shall attach to the sheriff or government involved in issuing the permit, but shall be borne solely by the organization obtaining the permit.

On motion, Amendment No. 3 was adopted.

Rep. Odom moved to adopt Amendment No. 4 as follows:

Amendment No. 4

Amend House Bill No. 151 by adding a new section to precede the effective date section:

Section _____. The provisions of this act shall not be construed to supersede or affect any ordinance relative to collecting donations at public intersections in effect upon the effective date of this act.

On motion, Amendment No. 4 was adopted.

Rep. Windle moved that House Bill No. 151 be passed on third and final consideration.

Rep. Kernell moved to adopt Amendment No. 5 as follows:

Amendment No. 5

Amend House Bill No. 151 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. Any municipality by ordinance may prohibit roadblocks within their corporate limits notwithstanding the provisions of this act.

On motion, Amendment No. 5 was adopted.

Rep. Windle moved that House Bill No. 151, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes.	93
Noes.	1
Present and not voting.	2

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

Representatives voting no were: Chiles -- 1.

Representatives present and not voting were: Buck, Jones U (Shelby). -- 2.

A motion to reconsider was tabled.

***Senate Bill No. 0198 -- DUI/DWI Offenses -- Requires use of comparable DUI convictions in other states for purpose of enhancing punishment for DUI conviction in this state. Amends TCA 55-10-403.**

Further consideration of Senate Bill No. 198, previously considered on today's Calendar.

Rep. Fisher moved that Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Herron moved that **Senate Bill No. 198**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps,

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Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE MESSAGE

***House Bill No. 0345 -- Pensions and Retirement Benefits --**
Establishes procedures relative to governmental employee benefit plans; extends confidentiality to medical records in TCRS. Amends TCA, Title 8, Ch. 25, Pts. 1, 3, 8-34-138, 8-34-206, 8-34-319, 8-34-605; Title 8, Ch. 35, Pts. 2, 4, 8-36-111, 8-36-203, 205, 8-36-303; Title 8, Ch. 36, Pt. 5; Title 8, Ch. 37, Pts. 1, 2, 8-37-301, 8-38-123, 68-211-906. Repeals TCA 8-35-122, 8-35-232, 242; Title 8, Ch. 39, Pts. 3, 4, 6.

Senate Amendment No. 1

Amend House Bill No. 345 by deleting from the amendatory language of the original Section 27 of the printed bill the words "provisions of the law" and by substituting instead "provision of this part".

Rep. Rhinehart moved that the House concur in Senate Amendment(s) No(s). 1 to House Bill No. 345, which motion prevailed by the following vote:

Ayes.	68
Noes.	26

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Clark, Cole (Carter), Cole (Dyer), Collier, Grain, Cross, Davidson, Davis, DeBerry, Dixon, Fowlkes, Givens, Hargrove, Hassell, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McKee, Miller, Mires, Moore, Napier, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson, Severance, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Westmoreland, Whitson, Williams (Shelby), Winningham, Wix, Mr. Speaker Naifeh -- 68.

Representatives voting no were: Allen, Arriola, Callicott, Chiles, Coffey, Duer, Ferguson, Gunnels, Haley, Halteman Harwell, Haun, McAfee, McDaniel, Meyer, Ramsey, Ritchie, Shirley, Stamps, Stockburger, Venable, Walley, West, Williams (Union), Williams (Williamson), Windle, Wood -- 26.

A motion to reconsider was tabled.

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REQUEST TO CHANGE VOTE

Pursuant to Rule No. 31, the following member(s) desire to change their original stand from aye to no on the motion to concur Senate Amendment No. 1 to House Bill No. 345 and have this statement entered in the Journal: Rep(s). Joyce.

UNFINISHED BUSINESS

DELAYED BILLS REFERRED

Pursuant to Rule No. 77, having been prefiled for introduction, House Bill(s) No(s). 1620, was/were referred to the Delayed Bills Committee.

*House Bill No. 1620 -- Real Property -- Exempts Sevier County from performing second update of all real property values upon approval by 2/3 vote of county legislative body. Amends TCA 67-5-1601. by *Huskey.

MESSAGE FROM THE SENATE

March 22, 1993

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 53.

The Senate nonconcurred in House Amendment(s) No(s). 1.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Wednesday, March 24, 1993:

Senate Bill No. 53: Rep. Hillis.

SPONSORS ADDED

Under Rule No. 43, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 127: Rep(s). Thompson as prime sponsor(s).

House Bill No. 264: Rep(s). Bittle, Joyce, McDaniel, and Stockburger as prime sponsor(s).

House Bill No. 620: Rep(s). Armstrong, Kernell, Knight, Ramsey, Tindell, and Williams(Union) as prime sponsor(s).

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House Bill No. 635: Rep(s). Joyce as prime sponsor(s).

House Bill No. 761: Rep(s). Windle as prime sponsor(s).

House Bill No. 903: Rep(s). Wix as prime sponsor(s).

House Bill No. 1220: Rep(s). Kisber and West as prime sponsor(s).

House Bill No. 1418: Rep(s). Robinson as prime sponsor(s).

House Joint Resolution No. 38: Rep(s). McDaniel as prime sponsor(s).

MESSAGE FROM THE SENATE

March 22, 1993

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 639 and 971; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 1993

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 548 and 573; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 1993

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 643, 666 and 685; also House Joint Resolution(s) No(s). 16, 32, 105, 108, 110, 111, 113, 114, 115, 116 and 118 signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 1993

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 93, 99 and 110; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

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MESSAGE FROM THE SENATE

March 22, 1993

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 85, 102, 114, 118, 123, 132, 230, 235, 442, 572, 597, 615, 650 and 1584; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 1993

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 62; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 0062 -- Memorials, Government Officials -- Urges support for prayer in schools. by *Wright.

MESSAGE FROM THE SENATE

March 22, 1993

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 45, 202, 213, 241, 375, 680, 881, 1172, 1356, 1415 and 1565; passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Bill No. 0045 -- Hotels and Restaurants -- Expands "critical items" in inspections of food service establishments to include unsanitary conditions in public restrooms or areas of restaurant where food is served to public. Amends TCA, Title 68, Ch. 14, Pt. 3. by *Ford.

Senate Bill No. 0202 -- Motor Vehicles, Titling and Registration -- Authorizes law enforcement personnel to impound vehicle located on private property if determined registration plate stolen, renewal decal stolen or certificate of title is fictitious or has been revoked. Amends TCA, Title 55, Ch. 5. by *Person, *McKnight.

Senate Bill No. 0213 -- State Employees -- Extends to children of state employees killed on the job or in the line of duty present 25 percent tuition reduction at state operated technical or vocational school or institution of higher learning available to children of full time state employees. Amends TCA 8-50-115. by *Springer.

*Senate Bill No. 0241 -- Hospitals and Health Care Facilities -- Redefines "hospital records" to include electronically stored data. Amends TCA 68-11-302. by *Holcomb.

*Senate Bill No. 0375 -- AIDS -- Requires acute care hospitals and ambulatory surgical treatment centers to devise and adopt

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appropriate policies concerning the testing of staff for HIV/AIDS; requires such policies to be in force by January 1, 1994. Amends TCA 68-11-222. by *Atchley.

***Senate Bill No. 0680 -- Architects and Engineers --** Revises various provisions concerning architects, engineers and landscape architects. Amends TCA 62-2-102, 103; Title 62, Ch. 2, Pt. 4. by *Haynes.

***Senate Bill No. 0881 -- Municipal Government --** Allows municipalities to collect costs against landowners through filings of actions for debt. Amends TCA 6-54-113, 13-21-103. by *Harper, Rochelle.

***Senate Bill No. 1172 -- County Government --** Allows a county with a charter form of government to pass ordinances on two readings. Amends TCA 5-1-211. by *Atchley.

***Senate Bill No. 1356 -- Education --** Adds two at large members, one each from senate and house, to select oversight committee on education. Amends TCA 3-15-301. by *Crutchfield, *O'Brien.

***Senate Bill No. 1415 -- Contractors --** Reduces time for appointment of person designated by corporation or partnership to take contractor's examination from 18 to 13 months. Amends TCA 62-6-115. by *Albright.

***Senate Bill No. 1565 -- Naming and Designating --** "Lucius E. Burch, Jr. Farms Forest," portion of Shelby Farms which is scenic recreational area. by *Cohen, *Wilder, Henry.

**ENGROSSED BILLS
March 22, 1993**

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 118, 150, 151, 162, 202, 387, 408, 443, 686, 718, 722, 739, 772, 805, 841, 967, 970, 1016, 1118, 1395, 1474, 1594, 1600, 1603, 1605, 1607, 1609, 1611, 1612 and 1613; also, House Joint Resolution(s) No(s). 47 and 132.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**CONSENT CALENDAR
Monday, March 29, 1993**

The following local bills have been placed on the Consent Calendar for Monday, March 29, 1993: House Bill(s) No(s). 1606, 1614, 1615 and 1616.

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ROLL CALL

The roll call was taken with the following results:

Present

95

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, Dixon, Quar, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shinley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

On motion of Rep. Purcell, the House recessed until 2:00 p.m., Wednesday, March 24, 1993.